



2100 Pennsylvania Avenue, NW
Washington, DC 20007-3213
T 202.293.7060
F 202.293.7860
www.sughrue.com

Peter D. Oleky, P.C.

T 202.663-7913
Poleky@sughrue.com

September 28, 2006

MAIL STOP PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450.

PCT/JP2005/006244
-filed March 31, 2005

Re: Application of Yoshinori MORIYAMA; Seiji TSUBOI; Akihiro MASUYAMA;
Toshiaki TAKANO; Keita UENO; Toshiyuki KAI
FUNCTIONAL FOOD FOR AMELIORATING ENDOGENOUS MELATONIN
SECRETION RHYTHM AND FUNCTIONAL FOOD FOR AMELIORATING
CIRCADIAN RHYTHM
Assignee: CALPIS CO., LTD
Our Ref: Q97450

Dear Sir:

The following documents are submitted herewith in connection with the above application for the purpose of entering the National stage under 35 U.S.C. §371 and in accordance with the Patent Cooperation Treaty:

- a copy of the executed Declaration and Power of Attorney.
- an English translation of the International Application.
- 2 sheet(s) of drawings.
- an English translation of Article 19 claim amendments.
- an English translation of Article 34 amendments (annexes to the IPER).
- a copy of the executed Assignment and PTO 1595 form.
- a copy of the ISR.
- a copy of the IPER.
- a PTO/SB/08 A & B (modified) listing the ISR/IPER references.
- a copy of each reference cited in the ISR/IPER.
- a Preliminary Amendment.

FERM BP-6060 is publicly available, a copy of Microorganism Deposit Receipt with English translation thereof is enclosed. In addition to the documents submitted herewith, it is assumed that copies of the International Application, the International Search Report and cited references, the International Preliminary Examination Report, and any Articles 19 and 34



MAIL STOP PCT

Page 2

amendments as required by §371(c) will be supplied directly by the International Bureau, but if further copies are needed, the undersigned will undertake to provide them upon request.

It is expressly requested that the national stage of processing be commenced immediately in accordance with 35 U.S.C. § 371(f).

The Government filing fee is calculated as follows:

Total claims	30	-	20	=	10	x	\$50.00	=	\$500.00
Independent claims	2	-	3	=		x	\$200.00	=	\$0.00
Base Fee									\$300.00
Search Fee*									\$400.00
Examination Fee*									\$200.00
Multiple Dependent Claim Fee									\$360.00
TOTAL FEE									\$1760.00

*The international search fee for all claims was not paid to the USPTO, as the ISA, but the ISR is being submitted herewith.

A check for the statutory filing fee of \$1760.00 is attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

Priority is claimed from:

<u>Country</u>	<u>Application No</u>	<u>Filing Date</u>
Japan	2004/106153	March 31, 2006
Japan	2004/166498	June 4, 2004

The entire disclosure(s) of the prior application(s), Japanese application numbers JP 2004/106153 filed March 31, 2006 and 2004/166498 filed June 4, 2004 is/are considered part of the disclosure of the accompanying application and is/are hereby incorporated by reference.

Respectfully submitted,

/Peter D. Olexy/

Peter D. Olexy

Registration No. 24,513

SUGHRIE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: September 28, 2006